

BERMAN, S.

MEMO ENDORSED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JURITA VAICAITIENE, on behalf of herself and all others similarly situated, : 04-CV-9125 (RMB) (THK)
: (Electronically Filed)
Plaintiff, :
-against- : **STIPULATION AND
ORDER EXTENDING
TIME**
PARTNERS IN CARE, INC.; and VISITING NURSE SERVICE OF NEW YORK, INC., :
Defendants. :
-----X

WHEREAS, each of the defendants was required to answer or move against the Complaint by December 13, 2004; and

WHEREAS, the undersigned counsel conferred and agreed to extend all defendants' time to answer or move against the Complaint through and including February 4, 2005; and

WHEREAS, the undersigned counsel have agreed to further extend all defendants' time to answer or move against the Complaint through and including February 28, 2005; now therefore

IT IS HEREBY STIPULATED AND AGREED by and among the undersigned counsel for the parties hereto that

1. All defendants' time to answer or move against the Complaint be, and hereby is, extended from February 4, 2005 through and including Monday, February 28, 2005; and

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2. The statute of limitations is tolled from December 13, 2004 until the date that defendants' response to the Complaint is served as to all similarly situated individuals who subsequently "opt in" to this proceeding.

Dated: New York, New York
January ___, 2005

LAW OFFICES OF KARL J. STOECKER


Karl J. Stoecker (KS-6034)

Attorney for Plaintiff
275 Madison Avenue
New York, New York 10016
Telephone: (212) 818-0080

CADWALADER, WICKERSHAM & TAFT LLP

By: 
Kathy H. Chin (KC-7635)

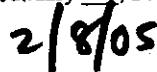
Attorneys for Defendants
One World Financial Center
New York, New York 10281
Telephone: (212) 504-6000

SO ORDERED:


RMB

Richard M. Berman, U.S.D.J.

Dated: January ___, 2005


2/8/05